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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

INTUS CARE, INC.,

Plaintiff,

vs.

RTZ ASSOCIATES, INC.; and DOES 1
through 10,

Defendants,

Case No: 4:24-cv-01132-JST

Assigned to: Hon. Jon S. Tigar

**SUPPLEMENTAL INFORMATION RE
JOINT STIPULATION FOR TRIAL
CONTINUANCE**

Complaint Filed: February 23, 2024
Amended Complaint Filed: April 2, 2024
Counterclaims Filed: June 20, 2024

1 Pursuant to this Court’s September 17, 2025 Order (ECF No. 87) (the “Order”), Plaintiff
2 IntusCare, Inc. (“Intus”) and RTZ Associates, Inc. (“RTZ”) jointly submit this statement of
3 additional information. Specifically, the Court has requested that the parties specify “the dates on
4 which the listed trial dates [identified in ECF No. 86] were scheduled.”

5 Initially, the parties jointly acknowledge that each of their listed trials posing conflicts
6 was scheduled after this Court set the trial date in this case on June 14, 2024. For three of these
7 trials (all but the November 2025 arbitration, which was set in April 2025), counsel were added
8 to the trial teams for those conflicting matters after June 14, 2024. However, the circumstances
9 of the attorney assignments vary for each conflicting trial. For instance, in connection with the
10 case of *Friant Water Authority, et al. v. Eastern Tule Groundwater Sustainability Agency* (Tulare
11 County Superior Court, Case No. VCU306343) (the “ETGSA case”), which is scheduled to
12 proceed to trial on December 22, 2025, David C. Lee (lead counsel in this instant case) was
13 asked to join the trial team in January 2025 in anticipation of its then-scheduled trial date on June
14 2, 2025. On March 10, 2025, in response to a joint request to continue that trial to a date in 2026,
15 the court unilaterally scheduled trial for December 22, 2025 without input from counsel.
16 Consequently, through no fault of his own, Mr. Lee is confronted with conflicting trial dates.

17 Likewise, in connection with the *City of Alameda v. Greenway Golf Associates, Inc.*
18 (Alameda County Superior Court, Case No. 22CV011964) (the “Greenway case”), Mr. Lee was
19 asked to join the trial team in mid-2024 in anticipation of its then-scheduled trial date in
20 December 2024. That trial date was continued by the Court to April 13, 2026, without input from
21 counsel.

22 In connection with *G.I. Industries dba Waste Management v. Arakelian Enterprises, Inc.*
23 (Ventura County Superior Court, Case No. 56-2021-00556158-CU-BT-VTA) (the “Waste
24 Management case”), Andrew Beshai was asked to join the trial team in mid-2025 in anticipation
25 of its then-scheduled trial date in October 2025. That trial date was continued to April 27, 2026,
26 just a few days ago (on September 22, 2025). The court unilaterally scheduled trial for April 27,
27 2026, without soliciting any input from counsel.

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The parties are mindful of and respect the Court's scheduling order (ECF No. 40) and the admonitions contained therein. Notwithstanding, the parties respectfully seek the Court's approval of the requested continuance described in ECF No. 86 to accommodate the genuine trial conflicts confronting the parties' legal counsel. This instant case was filed approximately one and a half years ago (February 2024) and this is first request for a trial continuance in this case. Moreover, the parties are not seeking to reset or continue the dispositive motion hearing deadline. The parties further commit to seeking no further continuances of trial in this matter. With trial in this case more than three months away, the parties are acting proactively to manage their respective trial calendars and are, therefore, mutually seeking a brief continuance to June 8, 2026.

Accordingly, the parties respectfully request that the Court extend the case deadlines as set forth below.

Event	Current Deadline	Proposed New Deadline
Fact Discovery Cut-off	October 31, 2025	March 9, 2026
Expert Disclosures	September 15, 2025	March 23, 2026
Expert Rebuttal	October 6, 2025	April 13, 2026
Expert Discovery Cut-off	October 31, 2025	May 4, 2026
Trial	January 12, 2026	June 8, 2026

Dated: September 24, 2025

NOSSAMAN LLP
DAVID C. LEE
KASIA PENN

By: /s/ Kasia Penn
Kasia Penn

Attorneys for Defendant RTZ ASSOCIATES, INC.

1 Dated: September 24, 2025

MANATT, PHELPS & PHILLIPS, LLP

2 By: /s/ Andrew Beshai

3 Charles E. Weir

4 Andrew Beshai

5 *Attorneys for Plaintiff* INTUS CARE, INC.

6
7 **ATTESTATION**

8 Pursuant to Civil Local Rule 5-1(i)(3), I, Kasia Penn, attest under penalty of perjury that I
9 have obtained concurrence and authorization from Andrew Beshai, counsel for Intus, to affix his
10 signature to this filing.

11 Dated: September 24, 2025

NOSSAMAN LLP
KASIA PENN

12
13 By: /s/ Kasia Penn

14 Kasia Penn

[PROPOSED] ORDER

The Court, having reviewed and considered the Parties' Joint Stipulation to Continue the Trial and Pretrial Dates Deadlines, hereby ORDERS THAT:

1. Fact Discovery Cut-off:
2. Expert Disclosures:
3. Expert Rebuttal:
4. Fact and Expert Discovery Cut-off:
5. Trial:

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated:

Hon. Jon. S. Tigar
United States District Judge